IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.29131 of 2008
RAJU PASWAN
Versus
THE STATE OF BIHAR
---

2 4.8.2008 Heard.

The case is registered under sections 399, 402 IPC and some sections of the Arms Act under the allegation that the petitioner and others, having made preparation for committing dacoity, had assembled at a particular place. Recovery of country made pistol and one live cartridge is also from the petitioner. The petitioner is in custody since 4.12.2004.

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The contention is that sections 399 and 402 IPC may not be attracted as the petitioner might have prepared himself to commit more serious offence than dacoity. As regards committing of offence under the Arms Act, the petitioner has served period of custody of over four years.

Regard being had to the above facts, let the petitioner Raju Paswan, be released on bail on furnishing his personal recognizance bond of Rs 5,00/- with two sureties of the like amount each to the satisfaction of the Addl. Sessions Judge FTC No. II, Rohtas at Sasaram in Sessions Trial no. 200/07 arising out of Dehri (T) P.

S.Case no. 394/04.

shahid **(Dharnidhar Jha,J)**

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